

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, JANUARY 12, 2010

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

I CALL TO ORDER (CHAIRMAN BESON)

II ROLL CALL

III INVOCATION

IV PLEDGE OF ALLEGIANCE

21-55 **V MINUTES (11/10/09; 12/8/09; 12/15/09; 1/4/10)**

VI CITIZEN INPUT (4:00 P.M.)

VII PETITIONS AND COMMUNICATIONS

- 1 A. United Way - Volunteer Income Tax Assistance Program (VITA)
(Cindy Miller, United Way, will give presentation)
- B. Health Director - Introduction of Dr. Kirk Herrick, new Medical Director

VIII REPORTS/RESOLUTIONS OF COMMITTEES

**A. WAYS AND MEANS (DONALD J. TILLEY, CHAIR;
EUGENE F. GWIZDALA, VICE CHAIR)**

- 2 1. No. 2010-1 - Returned Document Fee (Register of Deeds)
- 3 2. No. 2010-2 - MSHDA Amendment to Grant #MSC-2008-0757-
HOA (Environmental Affairs)
- 4 3. No. 2010-3 - Motorola Service Agreement (911 Central
Dispatch)
- 5 4. No. 2010-4 - Helden Consulting and Charter Internet Services
Agreements (ISD)

- | | |
|------|---|
| 6 | 5. No. 2010-5 - Pinconning Park Additional Campsites (Bldgs. & Grnds.) |
| 7 | 6. No. 2010-6 - Temporary Staffing (Finance Department) |
| 8 | 7. No. 2010-7 - Staff Accountant Vacancy (Finance Department) |
| 9-13 | 8. No. 2010-8 - Notice of Intent to Issue Bonds - West Bay County Sewer Plant - \$5,000,000 (Department of Water & Sewer) |

B. HUMAN SERVICES (MICHAEL J. DURANCZYK, CHAIR; VAUGHN J. BEGICK, VICE CHAIR)

C. PERSONNEL/JUDICIAL (ERNIE KRYGIER, CHAIR; KIM COONAN, VICE CHAIR)

D. BOARD OF COMMISSIONERS (BRIAN K. ELDER, CHAIR; PATRICK H. BESON, VICE CHAIR)

- | | |
|-------|--|
| 14-15 | 1. No. 2010-9 - Buy American Requirements - ARRA (Housing - Center Ridge Arms) |
| 16 | 2. No. 2010-10 - Accounts Payable/BAYANET/Center Ridge Arms |
| 17-20 | 2. No. 2010-11 - Reports of County Executive |

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

- A. County Executive

X UNFINISHED BUSINESS

- A. Division on Aging Advisory Council - Sandra Gromaski - Nominee from Michael J. Duranczyk, District 1 (**Concur w/recommended appointment**)

XI NEW BUSINESS

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

A. 2010 Appointments:

1. March
 - a. Bay Arenac Behavioral Health Authority (Four 3 year terms)
 - b. Region VII Board of Directors (One 3 year term)
2. June - Library Board (One 5 year term)
3. October
 - a. Department of Human Services Board of Directors (One 3 year term)
 - b. Board of Canvassers (Two 4 year terms) (NOTE: Appointments made from lists submitted by each of the major political parties)
4. December
 - a. Division on Aging Advisory Council (Five 2 year terms, Districts 2, 4, 6, 8 and at-large)

XIV CLOSED SESSION (If requested)

XV RECESS/ADJOURNMENT

Free! Tax Filing Program



The United Way of Bay County is offering Tax Assistance for Low-Income Individuals, Families, Senior Citizens, and Persons with Disabilities through the Volunteer Income Tax Assistance Program.

Appointments Only for All Clinics

FinancialEdge Community Credit Union

1199 S. Euclid Avenue, Bay City

Monday through Thursday from 9:00 am to 3:30 pm

Pinconning Branch Library

218 S. Kaiser Street, Pinconning

Tuesdays from 10 am to 2 pm

Alice and Jack Wirt Library

500 Center Avenue, Bay City

Mondays from 10 am to 3 pm and Wednesdays from 2 pm to 8 pm

Bay Valley Christian Church

2535 Wilder Road, Bay City

Mondays and Thursdays from 5 pm to 9 pm

Riverside Senior Center

800 JF Kennedy Drive, Bay City

Thursdays from 1 pm to 5 pm

Appointments may be made beginning on Monday, January 18, by calling the United Way office at 893-7508 extension 19, Monday through Friday from 8:00 am to 5:00 pm. **No appointment will be accepted until this date.** If you miss your appointment without a timely notification, you will not be able to reschedule.

See reverse side for material check-list

2010 VITA Community Partners

Bay County Division on Aging
Riverside Senior Center
FinancialEdge Credit Union
IRS
Pinconning Library
Alice and Jack Wirt Library
Bay Valley Christian Church

Material Check-list

- ☐ All proofs of income, such as:
 - ☐ W-2 Forms
 - ☐ 1099 Forms
 - ☐ DHS/FIP statements
 - ☐ SSI/SSDI/Social Security Reports (you can obtain from the SS Office)
 - ☐ Child Support
 - ☐ Unemployment
 - ☐ Workmen's Compensation
 - ☐ Court Settlements
 - ☐ Any Gambling Winnings
 - ☐ Interest Statement(s) from bank(s) for savings and all interest earning accounts
 - ☐ Any other forms, reports, proofs of income you may receive
- ☐ A copy of last year's return
- ☐ Your Social Security Card (your spouse's and dependents, if applicable)
- ☐ Heating bills for January 2009 through December 2009 (or a total for the year), if you are eligible for Home Heating Credit
- ☐ January 2009 through December 2009 Rent Receipts from your Landlord(s)
- ☐ Names and addresses of all landlords
- ☐ Birthdates of all family members and other possible dependents
- ☐ If you pay for day care for your children, receipts for child care expenses in 2009
- ☐ Name, address, and social security number (or EIN number) of day care provider
- ☐ Premiums from any supplemental health insurance
- ☐ If you own your own home, your property tax bills (winter and summer) for 2009
- ☐ Your bank's routing number and your account number to direct deposit your refund.
- ☐ Tuition statements from college or university.



BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (1/5/10)
WHEREAS, The Register of Deed's Office has been experiencing an exceptionally large increase in unrecordable documents and a considerable amount of staff time is spent on returning documents, often times repeatedly; and
WHEREAS, The Register of Deeds is recommending that the Board establish a fee that will allow the Register of Deed's Office to charge an additional \$10.00 for each document returned; Therefore, Be It
RESOLVED That the Bay County Board of Commissioners hereby establishes a fee in the Register of Deed's Office for returned documents in the amount of \$10.00 per return effectively immediately.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Register of Deeds - Returned Documents Fee

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (1/5/10)

WHEREAS, The Michigan State Housing Development Authority has submitted an amendment to Grant # MSC-2008-0757-HOA which extends the grant term from 1/1/2008 - 6/30/2008 to 1/1/2008 - 12/31/2010 and which increases the approved funds from \$300,000 to \$375,000; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the Chairman of the Board to execute the Amendment to Grant # MSC-2008-0757-HOA and all related documents on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That required budget adjustments relating to this amendment are approved.

DONALD J. TILLEY, CHAIR

AND COMMITTEE

MSHDA - Grant Amendment

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (1/5/10)

WHEREAS, The existing Agreement between Bay County (9-1-1 Central Dispatch) and Motorola which covers service on all radio equipment expires 12/31/10 and it is necessary to renew said Agreement; and

WHEREAS, The total annual cost is \$24,681.36 (a reduction of \$3,154.30 because of the warranty on new equipment purchased) and these funds are budgeted in the 2010 911 budget; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that the Motorola Service Agreement (renewal) for annual maintenance on all radio equipment located in the 9-1-1 Dispatch center between Bay County (9-1-1 Central Dispatch) and Motorola for the period 2/1/10 thru 1/31/11 is approved and the Chairman of the Board authorized to execute said Agreement on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That any budget adjustments required are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

911 2010 RadioMaint-Motorola

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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BAY COUNTY BOARD OF COMMISSIONERS**1/12/10****RESOLUTION**

- BY: WAYS AND MEANS COMMITTEE (1/5/10)
- WHEREAS, With the reliance on the internet to carry out day-to-day County activities, it is apparent that it an additional internet service provider is necessary to maintain active internet coverage; and
- WHEREAS, While Speednet LLC has granted an additional five mb of bandwidth to handle additional use of the interest, in the event Speednet LLC should lose connectivity to the internet through equipment and/or weather conditions, an additional provider was sought to have redundancy in place and, after review of available providers and based on free installation and their monthly charges, Charter Internet Services is determined to be the provider of choice; and
- WHEREAS Based on Bay County's needs, it is necessary to have a consulting firm assist with connecting the two (2) providers to one pipe line so that if one or the other providers loses access, the other connection will automatically handle the internet traffic; and
- WHEREAS, The consultant (Heiden Consulting) cost will not exceed \$1,050 and will be paid from the Internet line item within the Information Systems budget; the Charter cost will be \$800/mo. for a 60 month period; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners approves contracts with both Heiden Consulting (\$1,050 - ISD funds) and with Charter (\$800/mo. for 60 months=\$9,600 from Fund Balance) and authorizes the Board Chair to sign said Agreements on behalf of Bay County following legal review/approval; Be It Further
- RESOLVED That budget adjustments, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

ISD - Helden Consulting and Charter Agts

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (1/5/10)
WHEREAS, The Buildings and Grounds Department has been working with Spicer Engineering and the DNR on creating six (6) more campsites south of Pinconning Road; and
WHEREAS, These sites would be adjacent to the existing blacktop parking lot for easy access and would have 50 amp pedestals for big rigs and would be available for long term camping; and
WHEREAS, County staff would construct the sites but the anticipated cost for materials would be \$8,850; and
WHEREAS, The projected return on investment is 18 months based on current park data and the number of campers turned away due to lack of sites; Therefore, Be It
RESOLVED That the Bay County Board of Commissioners appropriates up to \$8,850 from Fund Balance for the construction of six (6) campsites at Pinconning Park (south of Pinconning Road).

DONALD J. TILLEY, CHAIR
WAYS AND MEANS COMMITTEE

Pinc Pk - 6 Add Campsites

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Begick				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

**BAY COUNTY BOARD OF COMMISSIONERS
1/12/10
RESOLUTION**

BY: WAYS AND MEANS COMMITTEE

WHEREAS, On November 12, 2008 the Bay County Board of Commissioners adopted resolution no. 2008-240 authorizing Finance, Accounting, Budget, Payroll and Purchasing Departments to use available funds in their 2008 and 2009 Personal Services category for full time temporary, part time temporary, overtime or contractual help; and

WHEREAS, The 2009 overtime funding was to terminate April 2009; and

WHEREAS, This overtime funding was extended because additional time was required; and

WHEREAS, The untimely resignation of the Finance Director and a Staff Accountant in the Finance Department will require full time temporary, part time temporary, overtime or contractual help in 2010; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the Finance, Accounting, Budget, Payroll and Purchasing Departments to use any available funds in their Personal Services category through March of budget year 2010 for full time temporary, part time temporary, overtime or contractual help.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Finance Dept -2010 Temporary Staffing

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE

RESOLVED By the Bay County Board of Commissioners that concurrence is given to post/advertise/fill the following full time/part time/temporary/seasonal or co-op positions/vacancies, monies for said positions to come from the respective departmental budgets:

A. Finance Department - Staff Accountant (ft)

RESOLVED That budget adjustments, if required, are approved.

RESOLVED That it is clearly understood that any positions funded through a grant shall be terminated if grant funding is terminated.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Vacancies - Staff Accountant - Finance Dept.

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Begick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

RESOLUTION NO. 2010 - 8
RESOLUTION OF THE BOARD OF COMMISSIONERS OF
THE COUNTY OF BAY, MICHIGAN
APPROVING NOTICE OF INTENT

At a regular meeting of the Board of Commissioners of the County of Bay, Michigan held in the County on the 12th day of January, 2010 at 4:00 o'clock p.m., Eastern Time.

PRESENT: _____

ABSENT: _____

The following preamble and resolution were offered by Commissioner _____ and seconded by Commissioner _____.

WHEREAS, it is immediately necessary and imperative, for the public health and welfare of the present and future residents of the County of Bay, Michigan (the "County") that improvements to and expansion of the County's Regional Waste Water Treatment Plant (the "Wastewater Treatment Facilities") (the "Project") be acquired and constructed to service the County and other municipalities using the Wastewater Treatment Facilities; and

WHEREAS, the County intends to finance a portion of the cost of the Project through the issuance of revenue bonds in an amount not to exceed Five Million Dollars (\$5,000,000) (the "Bonds") pursuant to Act No. 342 of 1939, as amended ("Act 342") and Act No. 94 of 1933, as amended ("Act 94" and, together, with Act 342, the "Acts") to acquire, construct and finance the Project; and

WHEREAS, in conjunction with the issuance of the Bonds, it is necessary to publish a notice relating to the right to petition for a referendum upon the issuance of the Bonds (the "Notice").

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Bay, Michigan as follows:

1. The County Clerk is hereby authorized and directed to publish the Notice attached hereto in the *Bay City Democrat* so as to be prominently displayed therein. It is hereby found and determined that said newspaper is a qualified newspaper of general circulation in the County and that said Notice contains information which is sufficient to adequately inform all interested persons as to the nature and extent of the full faith and credit limited tax obligations of the County under the Bonds and as to the right to petition for a referendum thereon and the consequences of failure to exercise such right.
2. The County hereby declares its official intent to issue its Bonds in one or more series in the aggregate principal amount not to exceed \$5,000,000 to finance all or a part of the cost of acquiring, constructing and equipping improvements to the Regional Waste Water Treatment Plant, including construction of an approximately 53 million gallon overflow basin, piping to receive flows from the

City of Essexville and Hampton Township, improvements to piping from the final clarifiers to increase treatment capacity, enlargement of the chlorine contact chamber and construction of an anaerobic digester system, and the County hereby declares that it reasonably expects to reimburse its advances to such project as anticipated by this resolution from the proceeds of the sale of the Bonds pursuant to Treas. Reg. §1.150-2.

3. The retention of Jaffe, Raitt, Heuer & Weiss, Professional Corporation, as bond counsel to the County, and the retention of ACI Finance, Inc., as financial advisor to the County, is hereby approved.

BRIAN K. ELDER, CHAIR
AND BOARD

Yes: _____

No: _____

RESOLUTION DECLARED ADOPTED.

Cynthia A. Luczak, County Clerk

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Board of Commissioners of the County of Bay, State of Michigan at a regular meeting held on the 12th day of January, 2010 and that public notice of said meeting was given pursuant to and in full compliance with Act 267, Public Acts of Michigan, 1976, as amended, including posting of notice of the meeting at least eighteen (18) hours before the meeting in accordance with said Act, and that minutes of said meeting were kept and will be or have been made available as required by said Act.

Cynthia A. Luczak
County Clerk, County of Bay, Michigan

NOTICE OF INTENT TO ISSUE BONDS

BY BAY COUNTY, MICHIGAN TO THE ELECTORS OF BAY COUNTY, MICHIGAN:

NOTICE IS HEREBY GIVEN, that Bay County, Michigan, intends to issue revenue bonds, in one or more series, in the aggregate principal amount of not to exceed \$5,000,000 for the purpose of defraying all or part of the cost of acquiring, constructing and equipping improvements to the County's Regional Waste Water Treatment Plant, including an approximately 53 million gallon overflow basin, improvements to piping, enlargement of a chlorine contact chamber and construction of an anaerobic digester system

The bonds will mature in not to exceed thirty (30) years and will bear interest at rates to be determined at a competitive or negotiated sale, but in no event to exceed such rates as may be permitted by law.

The bonds will be issued under and pursuant to the provisions of Act No. 342, Public Acts of Michigan, 1939, as amended, and Act No. 94, Public Acts of 1933, as amended, and the full faith and credit of Bay County will be pledged to pay the principal of and interest on the bonds as the same shall become due. The County will be obligated, as a first budget obligation, to advance moneys from its general funds or to levy ad valorem taxes on all taxable property within its corporate boundaries to pay the principal of and interest on the bonds as the same shall become due; provided, however, that the amount of taxes necessary to pay the principal and interest on the bonds, together with the taxes levied for the same year, shall not exceed the limit authorized by law. It is anticipated that net revenues derived from the rates charged for the services, facilities and commodities furnished by the County's Regional Waste Water Treatment System will be used as the first source of payment for the bonds.

RIGHT TO PETITION FOR REFERENDUM

This notice is given, by order of the Board of Commissioners of Bay County, to and for the benefit of the electors of Bay County in order to inform them of their right to petition for a referendum upon the question of the issuance of the aforesaid bonds. The bonds will be issued without submitting such a question to a vote of the electors, unless within 45 days after the date of publication of this notice, a petition requesting a referendum upon such question signed by not less than 10% or 15,000 of the registered electors residing within Bay County, whichever is the lesser, shall have been filed with the undersigned County Clerk. In the event that such a petition is filed, the bonds will not be issued unless and until the issuance thereof shall have been approved by the vote of a majority of the electors of Bay County qualified to vote and voting thereon at a general or special election.

FURTHER INFORMATION

Further information relative to the issuance of said bonds and the subject matter of this notice

may be secured at the office of the County Clerk of Bay County, Bay County Building, Suite 101, 515 Center Avenue, Bay City, Michigan 48708-5122.

This notice is given pursuant to the provision of Act 99, Public Acts of Michigan, 1933, as amended.

Cynthia A. Luczak
County Clerk
Bay County, Michigan

BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, HUD directs within Notice PIH 2009-12 (HA) that "PHAs shall amend their procurement standards and policies in order to expedite and facilitate the use of the funds. This amended policy must be used for procurements related to Capital Fund Stimulus Grants. This amendment to the Bay County Housing Department Center Ridge Arms Purchasing Policy must be consistent with Department of Housing and County policies and procedures and the Amendment must be documented in written form and labeled as "Capital Fund Stimulus Grant Procurement Policy." Specifically, the Bay County Housing Department's Purchasing Policy shall delete and repeal all procurement standards that are contrary to Part 85 of the Recovery Act of 2009 for use of Capital Fund Stimulus Grant dollars; and

WHEREAS, The Bay County Housing Department as authorized by the Board of Commissioners shall implement this Amendment to the Procurement Policy in order to comply with the above requirements, as follows; and

WHEREAS, Except as provided for within the above noted Notice PIH 2009-12 (HA) as issued by HUD on March 18, 2009, all requirements listed within the current Bay County Housing Department Center Ridge Arms Purchasing Policy shall remain in effect for any procurements executed by the Housing Department with the following exceptions:

Any requirements relating to the procurement of goods and services arising under state and local laws and regulations shall not apply to Capital Fund Stimulus Grants; the Department shall instead follow the requirements of Part 85.

The small purchase limit, below which the HA will solicit and receive at least three quotes (advertisement not required) and above which the HA will solicit and receive form bids (advertisement required); shall be \$100,000; Be It Further

RESOLVED That the Buy American requirements of Section 1605 of the Recovery Act of 2009 shall be included as a part of any solicitation and award pertaining to ARRA monies; Be It Further

-14-

RESOLVED That consistent with the requirements of the Notice cited above, this Amendment to the Bay County Housing Department Center Ridge Arms Purchasing Policy shall expire on March 31, 2010 unless otherwise extended by the Board of Commissioners.

BRIAN K. ELDER, CHAIR
AND BOARD

Housing - Center Ridge Arms - Buy American Requirements

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygier				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

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BAY COUNTY BOARD OF COMMISSIONERS

1/12/10

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

RESOLVED That the Bay County Board of Commissioners hereby approves the claims against the County as follows:

Accounts Payable:

12/15/09	\$1,100,844.34
12/20/09	\$450,497.02
1/6/10	\$65,153.85

Handwritten:

12/4/09	\$1,500.00
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Payroll A/P:

12/29/09	\$29,395.88
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Veterans:

12/8/09	\$4,695.85
12/16/09	\$619.88
12/22/09	\$589.12

BAYANET:

11/1/09 to 11/30/09	
Payables	\$56,395.63
Payroll	\$20,916.83

Center Rldge Arms-Payables:

1/6/10	\$46,558.80
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BRIAN K. ELDER, CHAIR
BAY COUNTY BOARD OF COMMISSIONERS

Payables - January Bd Mtg

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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**BAY COUNTY BOARD OF COMMISSIONERS
1/12/10**

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (1/12/10)

RESOLVED By the Bay County Board of Commissioners that the reports of the County Executive, listed below, are received:

Employment Status Report: December 2009

Workers' Compensation Report: November 2009

BRIAN K. ELDER, CHAIR
AND BOARD

County Executive - Status Reports

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk								Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

CHANGES IN EMPLOYMENT STATUS

December, 2009

EMPLOYEE NAME	DEPARTMENT/FUNDING	DATE
<u>NEW HIRE</u> <i>(Regular):</i>		
Cindy Ashley Public Health Nurses	Emer. Prep./Management Health Department Funds	12/03/2009
<u>NEW HIRE</u> <i>(Temporary or on-call status):</i>		
Bryce Wilcox Zamboni Driver	Civic Arena	12/10/2009
<u>SEPARATIONS</u> <i>(Temporary status):</i>		
Lindsay Revette Temp. Screening Technician	WIC	10/02/2009
April Bonau Temp. Nutritionist	WIC	10/16/2009
Dennis Browne Marine Patrol Officer	Marine Patrol	12/23/2009
<u>SEPARATIONS</u> <i>(Regular status):</i>		
Lols Anton Site Manager	Division on Aging	12/30/2009
Frances Phillips Home Repair Worker	Division on Aging	12/30/2009
Wendall Pafford On-call Worker	Division on Aging	12/30/2009
Vickie Pratt Temp. Staff Accountant	Finance	12/30/2009
Sandra Gromaski Site Manager	Division on Aging	12/23/2009
<u>TRANSFERS:</u>		
Timothy Keyes TO: F.T. Custodial/Maint. FROM: P.T. Custodial/Maint.	Housing Department Housing Department	12/16/2009
Kelly Rifenbark TO: Equalization Director FROM: Appraiser	Equalization Equalization	12/10/2009

Rachelle Shotwell
TO: Health Educator/PanFlu Bioterrorism
FROM: Health Educator/Fish Environmental Health
Grant

12/14/2009

Kathleen Janer
TO: Public Health Nurse BSN Immunization/MIHP
FROM: Public Health Nurse BSN CSCHS/MIHP

11/11/2009

RETIREMENT:

Craig Alston
District Court Judge District Court

12/01/2009

Personnel Department
January 5, 2010

WORKERS' COMPENSATION REPORT
November, 2009

EMPLOYEE NAME	DEPARTMENT	DATE OF INJURY	REASON FOR PAYMENT
Dustin Box	Sheriff Department	08/17/2009	Medical & Indemnity
Margaret Brown	Health Department	05/19/2006	Legal only
Caryn Loeffler-Truax	Housing Department	01/08/2009	Legal only
Tom Potocki	Animal Control	07/28/2009	Medical only
Sheila Shaw	County Clerk	02/07/2008	Medical only
Jill Torres	Building and Grounds	04/03/2003	Medical & Indemnity

Note: Employees appear on this report if there has been a payment during the month from the self-insurance fund for a work related injury. A name appearing on this report does not necessarily mean the employee is off work. Oftentimes, medical bills are received a month or two after the date of injury.

Submitted by: Danean Wright/Bay County Finance Department
Dated: December 2, 2009

BAY COUNTY BOARD OF COMMISSIONERS

NOVEMBER 10, 2009

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, NOVEMBER 10, 2009, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY VICE CHAIRMAN EUGENE F. GWIZDALA ON AT 4:03 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL J. DURANCZYK, VAUGHN J. BEGICK, DAWN A. KLIDA, ERNIE KRYGIER, KIM COONAN, BRIAN K. ELDER, PATRICK H. BESON, DONALD J. TILLEY AND VICE CHAIRMAN EUGENE F. GWIZDALA

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: MICHAEL K. GRAY, DIRECTOR, DEPT. OF ADMINISTRATIVE SERVICES
MARTHA P. FITZHUGH, CORPORATION COUNSEL
AMANDA BROWN, FINANCE OFFICER
BARBARA MACGREGOR, HEALTH DEPARTMENT DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

VICE CHAIRMAN EUGENE F. GWIZDALA ASKED FOR A MOMENT OF SILENCE FOR JOE WACKERLE, A PAST COUNTY COMMISSIONER WHO RECENTLY PASSED AWAY AND FOR ALL THE VETERAN'S WHO HAVE SERVED IN THE WAR IN OBSERVANCE OF VETERAN'S DAY.

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

VICE CHAIRMAN EUGENE F. GWIZDALA MENTIONED THAT VETERAN'S COULD GET THEIR MILITARY DISCHARGE PAPERS FROM THE COUNTY CLERK'S OFFICE, FREE OF CHARGE.

MINUTES

MOTION 102: COMM. KLIDA MOVED TO APPROVE THE REGULAR BOARD SESSION MINUTES OF OCTOBER 13, 2009 AND THE SPECIAL BOARD SESSION MINUTES OF OCTOBER 20, 2009. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

CITIZEN INPUT

VICE CHAIRMAN GWIZDALA OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

NO ONE CAME FORWARD TO ADDRESS THE BOARD AT THIS TIME.

PETITIONS AND COMMUNICATIONS

MOTION 103: COMM. TILLEY MOVED TO GO INTO PUBLIC HEARING ON THE REORGANIZATION OF PERSONNEL, FINANCE AND ANIMAL CONTROL FUNCTIONS. IT WAS SUPPORTED BY COMM. KRYGIER AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

NO ONE CAME FORWARD DURING PUBLIC HEARING TO ADDRESS THE REORGANIZATION OF PERSONNEL, FINANCE AND ANIMAL CONTROL FUNCTIONS.

MOTION 104: COMM. TILLEY MOVED TO GO BACK TO REGULAR SESSION FOLLOWING PUBLIC HEARING ON THE REORGANIZATION OF PERSONNEL, FINANCE AND ANIMAL CONTROL FUNCTIONS. IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

MOTION 105: COMM. KLIDA MOVED TO RECEIVE THE H1N1 FLU AND SEASONAL FLU ADMINISTRATIVE PROCEDURE AS PRESENTED BY THE HEALTH DEPARTMENT DIRECTOR, BARBARA MACGREGOR. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

BARBARA MACGREGOR EXPLAINED THAT THE ADMINISTRATIVE PROCEDURE WAS TO CLARIFY THE CURRENT EMPLOYEE POLICY ON ABSENTEEISM AND CALLING IN SICK. ALSO, SHE GAVE AN UPDATE

ON THE H1N1 VACCINATION CLINICS. MS. MACGREGOR SAID THE CAMPAIGN BEGAN IN OCTOBER WITH 10,900 DOSES AND WITH 12,500 DOSES ALLOCATED. SHE SAID THERE IS A VACCINATION CLINIC TONIGHT, TUESDAY, NOVEMBER 10, 2009 FROM 5:00 P.M. TO 8:00 P.M. AT THE COMMUNITY CENTER AND ANOTHER CLINIC HELD SATURDAY, NOVEMBER 14, 2009 FROM 9:00 A.M. TO 12:00 P.M. AT THE COMMUNITY CENTER. TO DATE, THERE HAVE BEEN SIX (6) CLINICS HELD AND MORE ARE PLANNED. MS. MACGREGOR EXPLAINED THE TARGETED GROUPS FOR VACCINATION AND SAID THERE HAVE BEEN 22 CONFIRMED CASES OF H1N1. SHE SAID YOU CAN VISIT THE COUNTY WEB SITE, WWW.BAYCO.MI.GOV/HEALTH, FOR MORE INFORMATION. SHE CONCLUDED BY ANSWERING THE COMMISSIONER'S QUESTIONS AND CONCERNS.

MOTION 106: COMM. COONAN MOVED TO RECEIVE THE LETTER DATED OCTOBER 31, 2009 FROM THE CITY OF BAY CITY FOR AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FROM DRESCO MACHINING & FABRICATION, BAY CITY, MICHIGAN, FOR PROPERTY LOCATED AT 1311 N. SHERMAN STREET, BAY CITY, MICHIGAN, IN THE AMOUNT OF \$76,729.68. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

MOTION 107: COMM. COONAN MOVED TO RECEIVE THE FOLLOWING APPLICATION REQUESTS FOR APPOINTMENT/REAPPOINTMENT TO THE BAY COUNTY BUILDING AUTHORITY FOR TWO (2) 6-YEAR TERMS EACH TO EXPIRE NOVEMBER 30, 2015:

1. RICK BUKOWSKI (INCUMBENT)
2. GARY W. PHILLIPS (INCUMBENT)
3. TIM REX
4. SCOTT BRINK (WITHDRAWN ON 11/10/09)
5. NEIL G. FRONCEK
6. JAMES E. TURBIN

IT WAS SUPPORTED BY COMM. ELDER AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

MOTION 108: COMM. KLIDA MOVED TO REAPPOINT RICK BUKOWSKI AND GARY W. PHILLIPS TO THE BAY COUNTY BUILDING AUTHORITY FOR TWO (2) 6-YEAR TERMS EACH TO EXPIRE NOVEMBER 30, 2015.

VOTING RESULTS ARE LISTED BELOW:

1. RICK BUKOWSKI (INCUMBENT) - 9 VOTES: DURANCZYK, BEGICK, KLIDA, KRYGIER, COONAN, ELDER, GWIZDALA, TILLEY, BESON
2. GARY W. PHILLIPS (INCUMBENT) - 8 VOTES: DURANCZYK, BEGICK, KLIDA, COONAN, ELDER, GWIZDALA, TILLEY, BESON
3. TIM REX - 0 VOTES
4. NEIL G. FRONCEK - 1 VOTE: KRYGIER
5. JAMES E. TURBIN - 0 VOTES

IT WAS SUPPORTED BY COMM. ELDER AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

MOTION 109: COMM. COONAN MOVED TO RECEIVE THE FOLLOWING APPLICATION REQUESTS FOR APPOINTMENT/REAPPOINTMENT TO REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL FOR ONE (1) 2-YEAR TERM TO BE MADE IN DECEMBER 2009:

1. MELVIN C. MCNALLY
2. TONY PAWELSKI (INCUMBENT)

IT WAS SUPPORTED BY COMM. KRYGIER AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS, BRIAN K. ELDER, CHAIRMAN; DONALD J. TILLEY, VICE CHAIR

RES. 2009-217: COMM. ELDER MOVED TO ADOPT RES. 2009-217 APPROVING THE RECOMMENDED REGISTER OF DEEDS INTERNET FEES OF: \$5.00 LONG-ON FEE; \$1.00 PER PAGE COPY CHARGE; AND \$25.00 RECONNECT FEE, EFFECTIVE 1/1/2010. FURTHER, THAT THE REGISTER OF DEEDS INTERNET FEES BE INCLUDED IN THE 2010 BAY COUNTY BUDGET. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2009-218: COMM. ELDER MOVED TO ADOPT RES. 2009-218 AUTHORIZING THE PURCHASE OF A FUJITSU 6700 SCANNER FOR THE REGISTER OF DEED'S OFFICE AT A COST OF \$7,000.00 UTILIZING AUTOMATION FUNDS. THE NEW SCANNER WILL INCREASE EFFICIENCY AND WILL ACCOMMODATE FRAGILE DOCUMENTS, WHICH WAS NOT AVAILABLE ON THE EXISTING SCANNER. FURTHER, THAT BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY

COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

- RES. 2009-219: COMM. ELDER MOVED TO ADOPT RES. 2009-219 AUTHORIZING THE BOARD CHAIRMAN TO SIGN THE FY 2008 CITIZEN'S CORPS PROGRAM GRANT AGREEMENT FOLLOWING LEGAL REVIEW. ADDITIONALLY, TO AUTHORIZE THE FIDUCIARY AGENT, BAY COUNTY, TO CREATE THE 2009 BUDGET FOR SAID GRANT AND TO APPROVE ALL REQUIRED BUDGET ADJUSTMENTS. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.
- RES. 2009-220: COMM. ELDER MOVED TO ADOPT RES. 2009-220 APPROVING THE FY 2010 FEDERAL ACCESS AND VISITATION GRANT TO THE BAY COUNTY FRIEND OF THE COURT FOR \$2,200.00. FURTHER, TO AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE ALL RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT ANY BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.
- RES. 2009-221: COMM. ELDER MOVED TO ADOPT RES. 2009-221 APPROVING THE STATE OF MICHIGAN, DEPARTMENT OF ENVIRONMENTAL QUALITY - LOCAL HEALTH DEPARTMENT CONTRACT FOR FY 2009-2010 FOR ENVIRONMENTAL HEALTH DIVISION TO PROVIDE VARIOUS SERVICES. THIS AGREEMENT FOR FY 2009-2010 PROVIDES \$10,095.00 IN FUNDING FOR SERVICES SUCH AS: NON-COMMUNITY WATER SUPPLY, DRINKING WATER LONG TERM MONITORING, FEDERAL BEACH MONITORING, PUBLIC SWIMMING POOLS, SEPTAGE, AND CAMPGROUNDS. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE SAID AGREEMENT AND RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.
- RES. 2009-222: COMM. ELDER MOVED TO ADOPT RES. 2009-222 APPROVING THE READINESS AND EMERGENCY MANAGEMENT FOR SCHOOLS (REMS) GRANT AGREEMENT WITH BAY ARENAC INTERMEDIATE SCHOOL DISTRICT (BAISD). AS PART OF THE GRANT, THE BAISD INDICATED THE DESIRE TO ENTER INTO AN AGREEMENT WITH THE BAY COUNTY HEALTH DEPARTMENT TO PROVIDE CONSULTATION SERVICES AND/OR TRAINING. THE BAY COUNTY HEALTH DEPARTMENT WILL PROVIDE SERVICES IN CONSULTATION WITH

THE BAISD REMS PROJECT DIRECTOR AND SCHOOL SAFETY COORDINATOR BETWEEN NOVEMBER 2009 AND JANUARY 31, 2011 AND WILL BE PAID A FEE OF \$12,000.00 FOR SERVICES PROVIDED. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE SAID AGREEMENT AND ALL RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT ALL BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. KLIDA AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2009-223: COMM. ELDER MOVED TO ADOPT RES. 2009-223 APPROVING VARIOUS BUDGET ADJUSTMENTS. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

**HUMAN SERVICES, KIM COONAN, CHAIRMAN;
ERNIE KRYGIER, VICE CHAIR**

RES. 2009-224: COMM. COONAN MOVED TO ADOPT RES. 2009-224 ACCEPTING THE AWARD OF THE AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2010 AS FOLLOWS: \$1,949.00 FOR ADMINISTRATION; \$16,459.00 FOR CONGREGATE MEALS; AND \$8,103.00 FOR HOME DELIVERED MEALS. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO SIGN ALL RELATED DOCUMENTS SUBJECT TO LEGAL REVIEW AND THAT ALL BUDGET ADJUSTMENTS RELATED TO THIS ACTION ARE APPROVED. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2009-225: COMM. COONAN MOVED TO ADOPT RES. 2009-225 APPROVING THE DEVELOPMENT AND APPROVAL OF A DINING CENTER AGREEMENT WITH WILLIAMS TOWNSHIP HALL FOR USE OF THE FACILITIES TO PROVIDE MEALS MONDAY - THURSDAY IN CALENDAR YEAR 2010, WITH MONTHLY COMPENSATION NOT EXCEED \$395.00 PER MONTH. FURTHER, TO AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE SAID AGREEMENT FOLLOWING LEGAL REVIEW AND THAT ALL BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. BESON AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

**PERSONNEL/JUDICIAL, DONALD J. TILLEY, CHAIRMAN;
DAWN A. KLIDA, VICE CHAIR**

RES. 2009-226: COMM. TILLEY MOVED TO ADOPT RES. 2009-226 THE REORGANIZATION OF PERSONNEL, FINANCE AND ANIMAL CONTROL FUNCTIONS AS FOLLOWS: EFFECTIVE IMMEDIATELY, PAYROLL AND BENEFITS, INCLUDING RETIREMENT, FUNCTIONS ARE TRANSFERRED TO THE PERSONNEL DEPARTMENT AND ANIMAL CONTROL FUNCTIONS ARE TRANSFERRED TO RECREATION AND ADMINISTRATIVE SERVICES. THE TRANSFER OF THESE FUNCTIONS WILL HAVE NO IMPACT ON THE BUDGET. IT WAS SUPPORTED BY COMM. DURANCZYK AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2009-227: COMM. TILLEY MOVED TO ADOPT RES. 2009-227 CONCURRING TO POST/ADVERTISE/FILL THE FOLLOWING VACANCIES, WITH MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS:

A. HEALTH DEPARTMENT:

1. COMMUNICABLE DISEASE NURSE - FULL TIME, TEMPORARY, GRANT-FUNDED.

2. PUBLIC HEALTH NURSE - TEMPORARY, STATE FUNDED.

FURTHER, THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. ADDITIONALLY, IT IS UNDERSTOOD THAT ANY POSITIONS FUNDED THROUGH A GRANT SHALL BE TERMINATED IF GRANT FUNDING IS TERMINATED. IT WAS SUPPORTED BY COMM. KLIDA AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

BOARD OF COMM., PATRICK H. BESON, CHAIRMAN; EUGENE F. GWIZDALA, VICE CHAIR

RES. 2009-228: COMM. BESON MOVED TO ADOPT RES. 2009-228 APPROVING THE CLAIMS AGAINST THE COUNTY AS FOLLOWS: ACCOUNTS PAYABLE FOR 10/16/09 AND 10/30/09; PAYROLL FOR 10/20/09 AND 11/3/09; VETERANS FOR 11/2/09; BAYANET FOR 10/1/09 - 10/31/09; AND CENTER RIDGE ARMS FOR 11/4/09. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2009-229: COMM. BESON MOVED TO ADOPT RES. 2009-229 RECEIVING THE REPORTS OF THE COUNTY EXECUTIVE AS FOLLOWS: THE EMPLOYMENT STATUS REPORT FOR OCTOBER 2009. IT WAS SUPPORTED BY COMM. BEGICK AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

RES. 2009-230: COMM. BESON MOVED TO ADOPT RES. 2009-230 RECOGNIZING GARY W. GILBERT FOR HIS CONTRIBUTION TO THE SUCCESS AND GROWTH OF THE MID MICHIGAN COMMUNITY ACTION AGENCY AND OFFERED BEST WISHES ON HIS RETIREMENT. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

COMM. BEGICK SAID HE HAS BEEN ON THE MID MICHIGAN COMMUNITY ACTION AGENCY BOARD FOR FIVE (5) YEARS NOW AND GARY GILBERT HAS ALWAYS BEEN THERE DOING A VERY GOOD JOB OF PROMOTING THE AGENCY. COMM. BEGICK SAID IT IS A WELL DESERVED RECOGNITION.

RES. 2009-231: COMM. BESON MOVED TO ADOPT RES. 2009-231 APPROVING THE SALE OF THE COUNTY PROPERTY LOCATED ON KAISER STREET IN PINCONNING TO BAY HUMAN SERVICES, LLC FOR \$38,000.00 SUBJECT TO THE LISTING DOCUMENTS AND OTHER CONVENTIONAL TERMS. FURTHER, THE BOARD CHAIRMAN IS AUTHORIZED TO EXECUTE DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KRYGIER AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

COMM. DURANCZYK WANTED TO THANK THE COMMISSIONER'S FOR THE SALE OF THIS PROPERTY IN PINCONNING AND SAID IT WILL BE A BENEFIT TO THE CITY OF PINCONNING AND BAY COUNTY.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

THERE WERE NO REPORTS OF COUNTY OFFICIALS/DEPARTMENTS.

UNFINISHED BUSINESS

IT WAS BROUGHT TO THE VICE CHAIRMAN'S ATTENTION BY, CORPORATION COUNSEL, MARTHA FITZHUGH, THAT AN ITEM ON THE ADDENDUM TO THE AGENDA, CITY OF BAY CITY - APPLICATION FOR INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE - BAULDAUF ENTERPRISES, WAS INADVERTENTLY MISSED (SEE MOTION 110).

MOTION 110: COMM. TILLEY MOVED TO RECEIVE THE LETTER DATED NOVEMBER 3, 2009 FROM THE CITY OF BAY CITY FOR AN

APPLICATION FOR AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FROM BALDAUF ENTERPRISES, BAY CITY, MICHIGAN FOR PROPERTY LOCATED AT 910 TRUMAN PARKWAY, BAY CITY, MICHIGAN, IN THE AMOUNT OF \$460,572.00. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

NEW BUSINESS

COMM. BEGICK HAD A QUESTION REGARDING THE LIABILITY FEE FOR PEOPLE WHO PLAY VOLLEYBALL AND BASKETBALL AT THE COMMUNITY CENTER. HE SAID PLAYER FEES ARE PAID NOW AND EVERYONE ASSUMED IT INCLUDED INSURANCE. MARTY FITZHUGH EXPLAINED THAT WE DO NOT HAVE WRITTEN LEASES WITH THESE GROUPS AND THE AUDITORS EVIDENCED THEY SHOULD PROVIDE INSURANCE. ORGANIZATIONS WILL NEED TO PROVIDE COVERAGE AND SPLIT THE COST AMONG THE PLAYERS IF IT IS A FORMAL GROUP. MICHAEL GRAY SAID HE DOESN'T KNOW WHO SAID THEY WERE COVERED UNDER INSURANCE. MR. GRAY SAID IT SHOULD BE CLEARLY UNDERSTOOD THAT THE PLAYER FEE DOES NOT INCLUDE LIABILITY. WE DO NOT WANT ANY LEGAL ACTION TO COME BACK AGAINST THE COUNTY.

MISCELLANEOUS

COMM. BEGICK SAID HE WAS ABLE TO WATCH THE CEREMONY FOR THE SOLDIERS THAT WERE KILLED AT FORT HOOD IN TEXAS AND IT WAS QUITE TOUCHING. HE SAID TO WATCH IT IF YOU GET THE OPPORTUNITY.

COMM. TILLEY REMINDED EVERYONE THAT WEDNESDAY, NOVEMBER 11, 2009 IS VETERAN'S DAY AND THERE WILL BE A CEREMONY HELD IN FRONT OF THE COUNTY BUILDING.

ANNOUNCEMENTS

VICE CHAIRMAN GWIZDALA STATED THE FOLLOWING 2009 APPOINTMENTS TO BE MADE IN DECEMBER 2009:

1. REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL - ONE (1) 2-YEAR TERM.

2. DIVISION ON AGING ADVISORY COUNCIL - FIVE (2) 2-YEAR TERMS FOR DISTRICTS 1, 3, 5, 7 AND 9.

CLOSED SESSION

THERE WAS NO NEED FOR CLOSED SESSION.

RECESS/ADJOURNMENT

MOTION 111: COMM. TILLEY MOVED TO ADJOURN THE REGULAR BOARD SESSION OF NOVEMBER 10, 2009. IT WAS SUPPORTED BY COMM. KLIDA. THE MEETING CONCLUDED AT 4:45 P.M. BY A VOICE VOTE OF: 9 YEAS, 0 NAYS.

EUGENE GWIZDALA, VICE CHAIR
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

DECEMBER 8, 2009

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, DECEMBER 8, 2009, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN PATRICK H. BESON AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL J. DURANCZYK, VAUGHN J. BEGICK, DAWN A. KLIDA, ERNIE KRYGIER, KIM COONAN, BRIAN K. ELDER, DONALD J. TILLEY AND CHAIRMAN PATRICK H. BESON

EXCUSED: COMMISSIONER EUGENE F. GWIZDALA

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: THOMAS L. HICKNER, COUNTY EXECUTIVE
MICHAEL K. GRAY, DIRECTOR, DEPT. OF ADMINISTRATIVE SERVICES
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
MARTHA P. FITZHUGH, CORPORATION COUNSEL
AMANDA BROWN, FINANCE OFFICER
MELVIN C. MCNALLY, REGION VII AREA ADVISORY COUNCIL APPLICANT
JOEL STRASZ, PUBLIC HEALTH SERVICES MANAGER
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

MINUTES

MOTION 112: COMM. KLIDA MOVED TO APPROVE THE SPECIAL BOARD SESSION MINUTES OF SEPTEMBER 29, 2009. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

CITIZEN INPUT

CHAIRMAN BESON OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

MELVIN C. MCNALLY INTRODUCED HIMSELF AND STATED HE WAS AN APPLICANT APPLYING FOR THE REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL. HE SAID HE IS A LIFE LONG RESIDENT OF BAY COUNTY AND LIVES IN KAWKAWLIN TOWNSHIP. HE IS RETIRED FROM DOW AND SAID HE HAS SERVED ON SEVERAL BOARDS IN THE PAST. HE HAS ALWAYS HAD AN INTEREST IN HELPING PEOPLE AND FEELS HE WOULD BE AN ASSET TO THE BOARD. HE CONCLUDED BY ASKING THE COMMISSIONER'S FOR THEIR CONSIDERATION.

PETITIONS AND COMMUNICATIONS

MOTION 113: COMM. TILLEY MOVED TO RECEIVE THE LETTER DATED NOVEMBER 10, 2009 FROM THE CITY OF BAY CITY FOR AN APPLICATION FOR AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FROM STRAITS WOOD TREATING, INC., BAY CITY, MICHIGAN, FOR PROPERTY LOCATED AT 4804 E. WILDER ROAD, BAY CITY, MICHIGAN IN THE AMOUNT OF \$477,000.00. IT WAS SUPPORTED BY COMM. DURANCZYK AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

MOTION 114: COMM. COONAN MOVED TO RECEIVE THE ADDENDUM TO THE AGENDA ADDING THE FOLLOWING THREE (3) NAMES TO THE LIST OF APPLICANTS REQUESTING APPOINTMENT TO THE REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL FOR ONE (1) 2 YEAR TERM:

1. KENNETH H. SMITH
2. BARBARA L. DOWDY
3. DAVID HUNT

IT WAS SUPPORTED BY COMM. ELDER AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

MOTION 115: COMM. COONAN MOVED TO GO OUT OF ORDER FROM THE AGENDA TO CONDUCT VOTING FOR AN APPOINTMENT TO REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL FOR ONE (1) 2 YEAR TERM.

IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

MOTION 116: COMM. ELDER MOVED TO APPOINT MELVIN C. MCNALLY TO THE REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL FOR A 2 YEAR TERM TO EXPIRE DECEMBER 31, 2011.

VOTING RESULTS ARE LISTED BELOW:

1. TONY PAWELSKI (INCUMBENT) - 3 VOTES: DURANCZYK, KRYGIER, COONAN
2. MELVIN C. MCNALLY - 5 VOTES: BESON, BEGICK, KLIDA, ELDER, TILLEY
3. KENNETH H. SMITH - 0 VOTES
4. BARBARA L. DOWDY - 0 VOTES
5. DAVID HUNT - 0 VOTES

IT WAS SUPPORTED BY COMM. BEGICK AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS, BRIAN K. ELDER, CHAIRMAN; DONALD J. TILLEY, VICE CHAIR

RES. 2009-232: COMM. ELDER MOVED TO ADOPT RES. 2009-232 REVISED ARTICLE 9 PA 348, THE STATE OF MICHIGAN STIPULATED PROPER FILING FEES AND REJECTIONS, THE BAY COUNTY REGISTER OF DEEDS FEELS THE BAY COUNTY BOARD OF COMMISSIONERS SHOULD ESTABLISH A MINIMUM REFUND RESOLUTION AS FOLLOWS:

1. A SPECIFIC PROCEDURE AND ACCOUNT IS HEREBY ESTABLISHED PER DEPARTMENT FOR FEE OVERAGES;
2. A MINIMUM AMOUNT OF \$5.00 WILL BE REFUNDED PER VOUCHER REQUEST TO GENERAL ACCOUNTING

IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-233: COMM. ELDER MOVED TO ADOPT RES. 2009-233 AUTHORIZING THE BAY COUNTY LAND BANK AUTHORITY LINE OF CREDIT, WITHOUT INTEREST, IN AN AMOUNT NOT TO EXCEED \$25,000.00 FROM THE BAY COUNTY DELINQUENT PROPERTY TAX FORECLOSURE FUND, FOR OUTSTANDING ATTORNEY FEES FOR LEGAL WORK INVOLVED

WITH THE DRAFTING OF THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY AND THE STATE. FURTHER, THAT BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-234: COMM. ELDER MOVED TO ADOPT RES. 2009-234 AMENDING RES. 2009-174, AUTHORIZING UP TO \$7,000.00 FUNDING TOWARDS THE PREPARATION OF A GRANT APPLICATION FOR THE DEPARTMENT OF ENERGY EFFICIENCY CONSERVATION BLOCK GRANT PROGRAM FROM THE BAY COUNTY ECONOMIC DEVELOPMENT CORPORATION (EDC) RESERVE FUND; BY UTILIZING THE \$7,000.00 FROM GENERAL FUND MONEY. FURTHER, THAT CORPORATION COUNSEL CONTINUE HER RESEARCH ON THE DISPOSITION OF FUNDS IN THE BAY COUNTY ECONOMIC DEVELOPMENT CORPORATION RESERVE FUND AND THAT BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY FOR DISCUSSION.

COMM. COONAN ASKED ADMINISTRATION WHO PREPARED THE GRANT AND IF THE \$7,000.00 TOWARDS THE PREPARATION HAD BEEN PAID. TOM HICKNER SAID THE GRANT WAS PREPARED BY A CONSULTANT AND SAID HE DIDN'T KNOW IF THE \$7,000.00 HAD BEEN PAID YET BUT WOULD GET BACK WITH HIM IN THAT REGARD.

RES. 2009-234 WAS CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-235: COMM. ELDER MOVED TO ADOPT RES. 2009-235 APPROVING THE RENEWAL OF THE SPEEDNET LLC ROOF TOP AGREEMENT FOR USE OF ROOF SPACE ON THE BAY COUNTY BUILDING TO STORE THEIR DEVICES FOR INTERNET ACCESS AT A COST OF \$550.00 A MONTH FOR A PERIOD OF TWO (2) YEARS FROM 7/14/09 THROUGH 7/14/2011. IN ADDITION, SPEEDNET LLC WILL PROVIDE TWO-WAY INTERNET ACCESS AT 7 MEGABITS BANDWIDTH AND WILL PROVIDE FOUR (4) WIFI HOT SPOTS AT NO ADDITIONAL COST TO BAY COUNTY. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE SAID AGREEMENT FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-236: COMM. ELDER MOVED TO ADOPT RES. 2009-236 APPROVING FOR THE BAY COUNTY CLERK'S OFFICE, THE PURCHASE OF TWO (2) NEW PC'S, TWO (2) FLAT SCREEN MONITORS, AND ONE (1) LASER PRINTER TO PRODUCE THE MARRIAGE LICENSE IN A LEGAL DOCUMENT FORMAT AT A COST NOT TO EXCEED \$2,800.00, WITH MONIES TO COME FROM FUND BALANCE. FURTHER, THAT BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-237: COMM. ELDER MOVED TO ADOPT RES. 2009-237 APPROVING AMENDMENT #2 TO THE 2009-2010 CPBC CONTRACTING AGREEMENT BETWEEN BAY COUNTY AND THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH TO REFLECT THE NEGATIVE FUNDING ADJUSTMENTS AS FOLLOWS:

<u>PROGRAM ELEMENT</u>	<u>PREVIOUS LEVEL</u>	<u>REVISED LEVEL</u>	<u>CHANGE</u>
BUILDING HEALTH COMMUNITIES	\$10,000	-0-	<\$10,000>
TOTAL CPBC FUNDING	\$1,473,209	\$1,463,209	<\$10,000>

FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE ALL REQUIRED DOCUMENTS AND THAT BUDGET ADJUSTMENTS RELATING TO THIS AMENDMENT ARE APPROVED. IT WAS SUPPORTED BY COMM. KLIDA AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-238: COMM. ELDER MOVED TO ADOPT RES. 2009-238 APPROVING THE CONTRACT WITH MITCHELL AND MCCORMICK, INC. FOR THE PROVISION OF SOFTWARE FOR THE BAY COUNTY HEALTH DEPARTMENT AT A TOTAL COST OF \$205,500.00, WITH MONIES TO COME FROM FUND BALANCE. THE TOTAL COST INCLUDES \$175,000.00 WITH ADDITIONAL STAFF TRAINING; \$25,000.00 SERVER UPGRADES; AND \$5,500.00 FOR HARDWARE (3 LAPTOPS). IT WAS SUPPORTED BY COMM. TILLEY FOR DISCUSSION.

AMANDA BROWN, FINANCE OFFICER, REQUESTED THAT RES. 2009-238 BE REFERRED TO THE NEXT BOARD MEETING. MARTHA FITZHUGH STATED THERE ARE QUESTIONS ON THE PROCESS AND FURTHER REVIEW OF DETAILS IS NEEDED. MICHAEL GRAY SAID WE SHOULD DEFER TO MS. FITZHUGH'S LEGAL DECISION. HE

MADE THE SUGGESTION TO APPROVE THE RESOLUTION, TO SECURE PRICING, CONTINGENT UPON LEGAL REVIEW AND APPROVAL. MS. FITZHUGH SAID THAT IS A POSSIBILITY ALTHOUGH, IF A BID PROTEST OCCURS AND IT HAS BEEN APPROVED WE WOULD HAVE TO DEAL WITH LEGAL ISSUES. CHAIRMAN BESON INTERJECTED AND SAID HE COULD SCHEDULE A SPECIAL MEETING FOR TUESDAY, DECEMBER 15, 2009. THIS WOULD RESOLVE THE PROBLEM FOR FURTHER REVIEW OF THE CONTRACT AND SECURING PRICING. (SEE MOTION 177.)

MOTION 117: COMM. ELDER MOVED TO REFER RES. 2009-238, TO CONTRACT WITH MITCHELL AND MCCORMICK, INC. FOR PROVISION OF SOFTWARE FOR THE BAY COUNTY HEALTH DEPARTMENT AT A TOTAL COST OF \$205,500.00 WITH MONIES TO COME FROM FUND BALANCE, TO THE SPECIAL BOARD MEETING OF DECEMBER 15, 2009, TO RESOLVE QUESTIONS ABOUT THE PROCESS AND FURTHER REVIEW OF THE DETAILS. IT WAS SUPPORTED BY COMM. DURANCZYK AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-239: COMM. ELDER MOVED TO ADOPT RES. 2009-239 AUTHORIZING THE BOARD CHAIRMAN TO SIGN THE HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) PLANNING GRANT APPLICATION/AGREEMENT. THE STATE OF MICHIGAN HAS ISSUED HMEP GRANT FUNDS TO COUNTY LOCAL EMERGENCY PLANNING COMMITTEES (LEPC'S) AND REIMBURSEMENTS WILL BE PROVIDED THIS YEAR ON A PER PLAN AND/OR UPDATED PLAN BASIS. BAY COUNTY IS ELIGIBLE FOR A \$1,000.00 SUPPORT GRANT AND WILL BE REIMBURSED AT A RATE OF \$160.00 FOR EACH NEW SITE PLAN COMPLETED AND \$25.00 FOR EACH UPDATED EXISTING SITE PLAN. AS PART OF THE \$1,000.00 SUPPORT PORTION OF THE GRANT, THE BAY COUNTY LEPC MUST ASSURE THAT A 20% IN-KIND MATCH (\$200.00) WILL BE AVAILABLE FOR ALL FUNDING RECEIVED THROUGH THIS GRANT. FURTHER, THE BOARD CHAIRMAN IS AUTHORIZED TO SIGN ALL RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-240: COMM. ELDER MOVED TO ADOPT RES. 2009-240 APPROVING THE CONTRACT WITH HEALTHSPACE INC. AND THE BAY COUNTY HEALTH DEPARTMENT TO PURCHASE SOFTWARE WITH GRANT

FUNDING OBTAINED THROUGH THE KAWKAWLIN RIVER WATERSHED MANAGEMENT GRANT AWARDED TO THE DRAIN COMMISSIONER. THE GRANT HAS AWARDED THE HEALTH DEPARTMENT \$15,000.00 AS A SUBGRANTEE TO INDEX AND CLASSIFY EXISTING ONSITE SEWAGE DISPOSAL SYSTEM RECORDS ONTO A DATABASE. FURTHER, THE BOARD CHAIRMAN IS AUTHORIZED TO EXECUTE RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. COONAN FOR DISCUSSION.

COMM. COONAN ASKED JOEL STRASZ, PUBLIC HEALTH SERVICES MANAGER, WHO WILL INDEX THE PAPER RECORDS TO THE ELECTRONIC FORMAT AND MR. STRASZ SAID THE HEALTH DEPARTMENT. COMM. COONAN AND COMM. KRYGIER WERE HOPING THE SOFTWARE COULD ALSO BE UTILIZED TO ADDRESS PROBLEM DRAINS IN THE COUNTY. MR. STRASZ SAID THEY ARE WORKING WITH THE DRAIN COMMISSIONER, BUT PRIMARILY WORKING WITH THE SEPTIC SYSTEMS. MR. STRASZ SAID WE COULD LOOK AT AREAS THAT HAVE SEPTIC FAILURES AND IDENTIFY THE CLUSTERS AND CORRECT FAILURES THAT GO OUT TO THE WATERWAYS.

RES. 2009-240 WAS CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-241: COMM. ELDER MOVED TO ADOPT RES. 2009-241 AUTHORIZING THE BAY COUNTY GIS PROGRAM TO MOVE FORWARD ON SECURING OPTION NO. 1 RECOMMENDED BY THE GIS COORDINATOR 11/10/09 FOR THE 2010 DIGITAL ORTHOPHOTOGRAPHY PROJECT. FUNDING WILL COME FROM PRIVATE BUSINESS, OTHER LOCAL UNITS OF GOVERNMENT, THE BAY COUNTY ROAD COMMISSION, NON-GENERAL FUND PROGRAM AND MILLAGE-BASED PROGRAMS. NO GENERAL FUND MONEY WILL BE REQUESTED. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-242: COMM. ELDER MOVED TO ADOPT RES. 2009-242 APPROVING THE TRANSFER OF UP TO \$343,000.00 FROM GENERAL FUND FUND BALANCE TO THE HEALTH DEPARTMENT FUND. AN APPROPRIATION FROM GENERAL FUND FUND BALANCE IS REQUIRED IN THE AMOUNT OF \$343,000.00 FOR: UNDESIGNATED FUND BALANCE OF

\$212,313.00 AND FOR \$130,500 IN COMPUTER SOFTWARE AND EQUIPMENT. IT WAS SUPPORTED BY COMM. KLIDA AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-243: COMM. ELDER MOVED TO ADOPT RES. 2009-243 APPROVING VARIOUS BUDGET ADJUSTMENTS. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 9 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-244: COMM. ELDER MOVED TO ADOPT RES. 2009-244 THE 2010 GENERAL APPROPRIATION BUDGET ACT RESOLUTION. IT WAS SUPPORTED BY COMM. TILLEY FOR DISCUSSION.

COMM. COONAN REFERENCED PAGE 26 NO. 16, FRIEND OF THE COURT MICHIGAN WORKS. HE WAS UNDER THE IMPRESSION THAT PROGRAM WAS ELIMINATED. AMANDA BROWN SAID IT WAS AND THAT LANGUAGE SHOULD BE TAKEN OUT OF THE BUDGET.

COMM. COONAN ASKED FOR AN EXPLANATION REGARDING THE COMMUNITY CENTER POOL BEING SHUT DOWN AND THE \$24,000.00 REQUIRED TO FIX THE BOILER FOR THE POOL. MICHAEL GRAY SAID BUILDING AND GROUNDS SUPERVISOR, RICK PABALIS INSPECTED THE BOILER AND IT WAS LEAKING BADLY AND NEEDED TO BE REPLACED.

COMM. COONAN SAID THIS WAS NOT ADDRESSED BY ADMINISTRATION AND HE WOULD NOT BE IN SUPPORT OF ELIMINATING THE POOL IN 2010 AND ASKED WHERE THE \$43,000.00 WAS IN SAVINGS IF THE POOL WAS SHUT DOWN.

MICHAEL GARY SAID THE LARGEST COST IS SUMMER EMPLOYMENT; WATER SAFETY INSTRUCTORS; HEATING WATER, MAINTENANCE MEN; AND THE WATER BILL. ALL THESE ARE PART OF THE \$43,000.00 IN SAVINGS BY NOT OPENING THE POOL.

COMM. BEGICK SUGGESTED THE COMMISSIONER'S PER DIEM PAY BE ELIMINATED AND HE REFERENCED PAGE 25 NO. 15, CLARIFYING THAT THE COMMISSIONER'S ARE NOT TIED TO THE STEELWORKERS CONTRACT. ALSO, COMM. BEGICK SUGGESTED THAT THE COMMISSIONER'S HEALTH INSURANCE BE ELIMINATED TO SAVE MONEY. COMM. BEGICK SAID HE WOULD NOT BE IN SUPPORT THE BUDGET BASED ON THESE ISSUES.

COMM. KRYGIER MADE THE SUGGESTION TO CONTACT DOW CORNING WITH THE POSSIBILITY OF HEATING THE POOL WITH SOLAR ENERGY. HE SAID IT WAS A "QUALITY OF LIFE ISSUE" TO KEEP THE POOL OPEN. MICHAEL GRAY SAID IT WAS A GREAT IDEA AND HE WOULD LOOK INTO IT.

COMM. ELDER AMENDED HIS MOTION TO ADOPT THE BUDGET, RES. 2009-244, TO INCLUDE THE ELIMINATION OF THE LANGUAGE REFERENCED ON PAGE 26 NO. 16, FRIEND OF THE COURT MICHIGAN WORKS. IT WAS STATED EARLIER THAT THIS LANGUAGE WAS LEFT IN THE BUDGET BY ERROR BECAUSE THE PROGRAM NO LONGER EXISTS. ALSO, COMM. ELDER SAID HE WOULD LIKE TO HAVE THE POOL STAY OPEN. HOWEVER, IT HAS TO BE DETERMINED IF THE NUMBER OF PARTICIPANTS UTILIZING THE POOL, WARRANTS KEEPING IT OPEN.

COMM. COONAN CONCLUDED BY SAYING WE HAVE DIFFICULT DECISIONS TO MAKE IN THE FUTURE AND BEFORE WE LAY OFF EMPLOYEES OR SHUT DOWN POOLS, WE NEED TO LEAD THE WAY. HE CONCURRED WITH COMM. BEGICK REGARDING THE SUGGESTION OF ELIMINATING THE COMMISSIONER'S HEALTH INSURANCE AND PER DIEM PAY.

COMM. BEGICK REFERENCED PAGE 26 NO. 19, REGARDING THE SOLDIERS AND SAILORS RELIEF FUND. HE ASKED ADMINISTRATION IF JOHN DEJOHN, SECRETARY, HAD SUBMITTED AN ANNUAL FINANCIAL REPORT. TOM HICKNER SAID THAT FINANCE COULD PRODUCE A REPORT, BUT HE WOULD TALK WITH MR. DEJOHN ON THAT ISSUE. MR. HICKNER SAID THEIR PRESENT BUDGET SEEMS TO BE WORKING AND ANY BALANCE REMAINING IN THAT FUND WILL BE ROLLED OVER.

ULTIMATELY, RES. 2009-244 WAS ADOPTED BY A VOICE VOTE OF: 7 YEAS, 1 NAY-BEGICK, 1 EXCUSED-GWIZDALA.

NOTE: TIM QUINN ARRIVED AT THE BOARD MEETING AT 4:30 P.M.

RES. 2009-245: COMM. ELDER MOVED TO ADOPT RES. 2009-245 CONTINGENT UPON APPROVAL OF A 5% HOTEL TAX LEGISLATION, THE BAY COUNTY BOARD OF COMMISSIONERS WISHES TO COMMENCE THE PROCESS OF ADOPTING A BAY COUNTY ROOM TAX ORDINANCE.

THE BAY COUNTY TREASURER WOULD COLLECT AND ADMINISTER THE HOTEL TAX MONIES. FURTHER, TO AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE ALL RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT ANY BUDGET ADJUSTMENTS THAT MAY BE REQUIRED ARE APPROVED. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

**HUMAN SERVICES, KIM COONAN, CHAIRMAN;
ERNIE KRYGIER, VICE CHAIR**

RES. 2009-246: COMM. KRYGIER MOVED TO ADOPT RES. 2009-246 IN SUPPORT OF HOUSE BILLS 5368 AND 5369 WHICH WOULD BAN THE APPLICATION OF FERTILIZER WITH PHOSPHORUS ON LAWNS AND ALSO PROHIBIT THE DISPLAY OF FERTILIZERS CONTAINING PHOSPHORUS FROM RETAIL SALE. IT WAS SUPPORTED BY COMM. COONAN FOR DISCUSSION.

COMM. COONAN STATED TWO (2) YEARS AGO SAGINAW COUNTY ADOPTED A SIMILAR BAN. HE HOPED THIS MIGHT BE A SOLUTION TO CREATE SOME JOBS IN MICHIGAN BY TAKING ACTION AND BUILDING A FOUNDATION BY CONSERVING, CLEANING AND MAINTAINING OUR WATER. COMM. KRYGIER SAID THERE IS A STUDY GOING ON NOW WHERE NUTRIENTS ARE BEING MONITORED IN THE WATER. ALSO, COMM. KRYGIER COMMENDED THE BAY COUNTY GOLF COURSE FOR THEIR BEAUTIFUL GROUNDS WHICH ARE ALL MAINTAINED PHOSPHORUS FREE.

RES. 2009-246 WAS CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED.

RES. 2009-247: COMM. KRYGIER MOVED TO ADOPT RES. 2009-247 APPROVING THE RENEWAL OF THE COUNTY MARKET LEASE AS OUTLINED BELOW:

- A THREE-YEAR TERM
- CONTENT OF BOARD'S RESOLUTIONS PASSED SINCE 2001 INCLUDED
- ANNUAL RENT FOR FARM MARKET: \$4,000
- ANNUAL RENT FOR MARKET RESTAURANT: \$3,168 (CHANGE DUE TO ELIMINATING CPI CALCULATION)
- ANNUAL RENT FOR THE FLEA MARKET: \$10,000.00

FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE THE LEASE ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-248: COMM. KRYGIER MOVED TO ADOPT RES. 2009-248 ACCEPTING THE MICHIGAN GREEN COMMUNITIES CHALLENGE TO EMPHASIZE THE BENEFITS OF ENERGY EFFICIENCY AND CONSERVATION AND TO DEMONSTRATE THAT ENERGY EFFICIENT AND CONSERVATION PRACTICES CAN BE APPLIED TO THE DAILY GOVERNMENTAL OPERATIONS AND TO INFRASTRUCTURE PROJECTS. BAY COUNTY PLEDGES TO WORK TOWARD ACHIEVING THESE GOALS OF THE CHALLENGE OVER THE NEXT THREE (3) YEARS. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-249: COMM. KRYGIER MOVED TO ADOPT RES. 2009-249 APPROVING THE AGREEMENT WITH HAMPTON TOWNSHIP FOR USE OF THE FACILITIES IN CALENDAR YEAR 2010, WITH MONTHLY COMPENSATION NOT TO EXCEED \$652.00 A MONTH. THE HAMPTON TOWNSHIP SENIOR CENTER WILL BE UTILIZED TO PROVIDE MEALS TO SENIOR CITIZENS. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO SIGN THE AGREEMENT, SUBJECT TO LEGAL REVIEW AND THAT ALL BUDGET ADJUSTMENTS RELATED TO THIS ACTION ARE APPROVED. IT WAS SUPPORTED BY COMM. BEGICK AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

**PERSONNEL/JUDICIAL, DONALD J. TILLEY, CHAIRMAN;
DAWN A. KLIDA, VICE CHAIR**

RES. 2009-250: COMM. TILLEY MOVED TO ADOPT RES. 2009-250 CONCURRING WITH ADMINISTRATIONS'S RECOMMENDATION TO COMBINE THE EQUALIZATION DIRECTOR POSITION WITH THE APPRAISER POSITION AT \$26.29 PER HOUR UNTIL LEVEL IV STATUS IS ACHIEVED AND THAT RATE WILL THEN INCREASE TO \$30.38 PER HOUR; AND TO UPGRADE THE APPRAISER AIDE OF \$18.25 PER HOUR TO APPRAISER AIDE/GIS AT \$20.18 PER HOUR. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-251: COMM. TILLEY MOVED TO ADOPT RES. 2009-251 CONCURRING TO POST/ADVERTISE/FILL THE FOLLOWING VACANCIES, WITH MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS:

1. DIVISION ON AGING - ON-CALL PERSONAL CARE AT \$10.63/HR.; HOMEMAKING SERVICE AT \$9.88/HR.; AND RESPITE CARE WORKER AT \$9.12/HR.
2. HEALTH DEPARTMENT - REGISTERED DIETITIAN, FULL TIME FROM \$39,644.80 TO \$45,531.20 AFTER THREE (3) YEARS.

FURTHER, THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED AND THAT IT IS UNDERSTOOD THAT ANY POSITIONS FUNDED THROUGH A GRANT SHALL BE TERMINATED IF GRANT FUNDING IS TERMINATED. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

BOARD OF COMM., PATRICK H. BESON, CHAIRMAN; EUGENE F. GWIZDALA, VICE CHAIR

RES. 2009-252: COMM. KLIDA MOVED TO ADOPT RES. 2009-252 APPROVING THE CLAIMS AGAINST THE COUNTY AS FOLLOWS: ACCOUNTS PAYABLE FROM 11/17/09, 11/30/09 AND 12/1/09; HANDWRITTEN FROM 11/20/09 AND 11/25/09; PAYROLL A/P FROM 12/2/09; AND CENTER RIDGE ARMS PAYABLES FROM 12/2/09. IT WAS SUPPORTED BY COMM. KRYGIER AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

RES. 2009-253: COMM. TILLEY MOVED TO ADOPT RES. 2009-253 RECEIVING THE REPORTS OF THE COUNTY EXECUTIVE AS FOLLOWS: THE EMPLOYMENT STATUS REPORT FOR NOVEMBER 2009; AND THE WORKERS' COMPENSATION REPORT FOR AUGUST, SEPTEMBER, AND OCTOBER 2009. IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

RES. 2009-254: COMM. TILLEY MOVED TO ADOPT RES. 2009-254 APPROVING PROPERTY AND LIABILITY INSURANCE COVERAGE FOR 1/1/2010 THROUGH 12/31/2010 THROUGH THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY (MMRMA) AT A COST OF \$476,961.00

AND THROUGH THE HOUSING AUTHORITY INSURANCE GROUP (HAIG) AT A COST OF \$23,896.00. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE ALL DOCUMENTS REQUIRED FOR THE INSURANCE RENEWAL FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KLIDA AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

MARTHA FITZHUGH SAID LIABILITY INSURANCE RATES HAVE HAD A SMALL INCREASE COMPARED TO PREVIOUS YEARS BUT BASICALLY STAYED THE SAME. THE MMRMA PREMIUM FOR 2010 INCREASED BY \$8,413.00 DUE TO PROPERTY IMPROVEMENTS AND THE HAIG COVERAGE FOR CENTER RIDGE ARMS INCREASED BY \$331.00.

UNFINISHED BUSINESS

MOTION 118: COMM. ELDER MOVED TO CONCUR WITH THE FOLLOWING APPOINTMENTS OF NOMINEES SUBMITTED BY THE COMMISSIONER'S IN DISTRICTS 3, 5, 7, AND 9 TO THE DIVISION ON AGING ADVISORY COUNCIL FOR 2 YEAR TERMS EACH TO EXPIRE DECEMBER 31, 2011:

3RD DISTRICT - HERBERT SCHMIDT
5TH DISTRICT - ROBERT ANDERSON
7TH DISTRICT - GENA J. GATES
9TH DISTRICT - LEONE (LEE) BRASHAW

IT WAS SUPPORTED BY COMM. KRYGIER AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA

NEW BUSINESS

MOTION 119: COMM. ELDER MOVED TO APPROVE THE TRAVEL REQUEST OF DEPUTY JEFF WOLPERT, FROM SHERIFF'S DEPARTMENT, TO ATTEND TRAINING IN NEW MEXICO FOR, THE PREVENTION AND RESPONSE TO SUICIDE BOMBING INCIDENTS, FROM 1/10/2010 THROUGH 1/16/09. FUNDING IS AVAILABLE WITHIN THE SHERIFF'S DEPARTMENTAL BUDGET, HOWEVER, ALL EXPENSES WILL BE REIMBURSED BY A FEDERAL GRANT THROUGH HOMELAND SECURITY. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

MISCELLANEOUS

MICHAEL GRAY SAID THE PINCONNING PARK GRANT AWARDED WAS \$325,000.00. HE SAID WORK WILL BEGIN IN THE SPRING AND SOME IMPROVEMENTS TO THE PARK WILL BE: THE TRAILS; AN ARCHERY RANGE; CABIN IMPROVEMENTS; AND NEW CAMP SITES ARE A POSSIBILITY. HE SAID THEY HAD REQUESTED \$408,000.00 IN FUNDING, BUT RECEIVED \$325,000.00.

ANNOUNCEMENTS

THERE WERE NO ANNOUNCEMENTS.

CLOSED SESSION

THERE WAS NO NEED FOR CLOSED SESSION.

RECESS/ADJOURNMENT

MOTION 120: COMM. TILLEY MOVED TO ADJOURN THE REGULAR BOARD SESSION OF DECEMBER 8, 2009. IT WAS SUPPORTED BY COMM. KRYGIER. THE MEETING CONCLUDED AT 5:10 P.M. BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-GWIZDALA.

PATRICK H. BESON, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

DECEMBER 15, 2009

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A SPECIAL SESSION ON TUESDAY, DECEMBER 15, 2009, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN PATRICK H. BESON AT 4:30 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL J. DURANCZYK, VAUGHN J. BEGICK, DAWN A. KLIDA, ERNIE KRYGIER, KIM COONAN, EUGENE F. GWIZDALA, DONALD J. TILLEY AND CHAIRMAN PATRICK H. BESON

EXCUSED: COMMISSIONER BRIAN K. ELDER

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: THOMAS L. HICKNER, COUNTY EXECUTIVE
MICHAEL K. GRAY, DIRECTOR, DEPT. OF ADMINISTRATIVE SERVICES
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
MARTHA P. FITZHUGH, CORPORATION COUNSEL
AMANDA BROWN, FINANCE OFFICER
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT

CHAIRMAN BESON OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

NO ONE CAME FORWARD TO ADDRESS THE BOARD AT THIS TIME.

ITEMS FOR CONSIDERATION

RES. 2009-238 WAS REFERRED FROM THE DECEMBER 8, 2009 BOARD MEETING.

RES. 2009-238: COMM. TILLEY MOVED TO ADOPT RES. 2009-238 APPROVING THE CONTRACT WITH MITCHELL AND MCCORMICK, INC. FOR THE PROVISION OF SOFTWARE FOR THE BAY COUNTY HEALTH DEPARTMENT AT A TOTAL COST OF \$205,500.00, WITH MONIES TO COME FROM FUND BALANCE. THE TOTAL COST INCLUDES \$175,000.00 WITH ADDITIONAL STAFF TRAINING; \$25,000.00 SERVER UPGRADES; AND \$5,500.00 FOR HARDWARE (3 LAPTOPS). IT WAS SUPPORTED BY COMM. KLIDA AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

**PERSONNEL/JUDICIAL, DONALD J. TILLEY, CHAIRMAN;
DAWN A. KLIDA, VICE CHAIR**

RES. 2009-255: COMM. TILLEY MOVED TO ADOPT RES. 2009-255 APPROVING THE INCREASE IN HOURS FOR THE PART TIME MAINTENANCE/CUSTODIAN POSITION AT THE HOUSING DEPARTMENT, CENTER RIDGE ARMS, TO FULL TIME STATUS WITH BENEFITS TO ADDRESS THE NEED OF ADDITIONAL DUTIES. ADDITIONALLY, THIS POSITION IS HOUSING AND URBAN DEVELOPMENT (HUD) FUNDED. IT WAS SUPPORTED BY COMM. GWIZDALA AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

RES. 2009-256: COMM. TILLEY MOVED TO ADOPT RES. 2009-256 CONCURRING TO POST/ADVERTISE/FILL THE FOLLOWING VACANCIES, WITH MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS:

1. 911 CENTRAL DISPATCH - DISPATCHER, FULL TIME, MILLAGE FUNDED.
2. TREASURER - ACCOUNT CLERK II, FULL TIME, GENERAL FUND.
3. HEALTH DEPARTMENT - FISH CONSUMPTION GRANT EDUCATOR, TEMPORARY, GRANT FUNDED.

FURTHER, ANY BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED AND IT IS UNDERSTOOD THAT ANY POSITIONS FUNDED THROUGH A GRANT SHALL BE TERMINATED IF GRANT FUNDING IS TERMINATED. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

RES. 2009-257: COMM. TILLEY MOVED TO ADOPT RES. 2009-257 APPROVING THE RECLASSIFICATION OF THE NON-REPRESENTED PERSONNEL CLERK IN THE PERSONNEL DEPARTMENT FROM A TA08 TO PN06 SIX (6) MONTH RATE EFFECTIVE 7/1/09. IT WAS SUPPORTED BY COMM. GWIZDALA AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

**HUMAN SERVICES, KIM COONAN, CHAIRMAN;
ERNIE KRYGIER, VICE CHAIR**

RES. 2009-258: COMM. COONAN MOVED TO ADOPT RES. 2009-258 APPROVING THE HOUSING DEPARTMENT'S FIVE (5) YEAR PLAN REQUIRED BY HOUSING AND URBAN DEVELOPMENT (HUD) TO INCLUDE: A CAMERA SYSTEM; A CHANGE TO ENERGY EFFICIENT LIGHTING; AND REPAIRS TO THE FRONT ENTRY TO CORRECT A LEAKAGE PROBLEM. THE FINAL CAPITAL FUND AMOUNT HAS YET TO BE DETERMINED HOWEVER, IT IS ANTICIPATED TO BE APPROXIMATELY \$110,500.00. FURTHER, THE BOARD CHAIRMAN IS AUTHORIZED TO EXECUTE ALL DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KRYGIER AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

RES. 2009-259: COMM. COONAN MOVED TO ADOPT RES. 2009-259 APPROVING THE MCLAREN HEALTH ADVANTAGE PROVIDER AGREEMENT WITH THE BAY COUNTY HEALTH DEPARTMENT TO BECOME A PARTICIPATING PROVIDER WITH THEIR HEALTH PLAN. THE AGREEMENT WILL BROADEN THE OPPORTUNITY FOR REVENUES PRIMARILY IN THE IMMUNIZATION DIVISION. FURTHER, THE BOARD CHAIRMAN IS AUTHORIZED TO EXECUTE SAID AGREEMENT FOLLOWING LEGAL REVIEW AND THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KLIDA AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

RES. 2009-260: COMM. COONAN MOVED TO ADOPT RES. 2009-260 ACCEPTING THE AWARD OF \$2,783.16 FOR RESPITE CARE SERVICES FROM A & D HOME HEALTH CARE. THIS AWARD WILL BE FOR INDIVIDUALS ELIGIBLE FOR THE SERVICE IN BAY COUNTY THROUGH DIVISION ON AGING. FURTHER, THE BOARD CHAIRMAN IS AUTHORIZED TO EXECUTE THE REQUIRED DOCUMENT FOLLOWING LEGAL REVIEW AND THAT ALL BUDGET ADJUSTMENTS RELATED TO THIS ACTION

ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

RES. 2009-261: COMM. COONAN MOVED TO ADOPT RES. 2009-261 APPROVING THE DEVELOPMENT AND APPROVAL OF A DINING CENTER AGREEMENT WITH KAWKAWLIN TOWNSHIP FOR USE OF THE FACILITY IN 2010, WITH A FEE OF \$236.00 A MONTH TO PROVIDE MEALS FOR SENIORS THROUGH DIVISION ON AGING. FURTHER, THAT THE BOARD CHAIRMAN IS AUTHORIZED TO EXECUTE SAID AGREEMENT FOLLOWING LEGAL REVIEW AND THAT ALL BUDGET ADJUSTMENTS RELATED ARE APPROVED. IT WAS SUPPORTED BY COMM. BEGICK AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

UNFINISHED BUSINESS

MOTION 121: COMM. TILLEY MOVED TO CONCUR WITH ADMINISTRATION'S RECOMMENDATIONS AS FOLLOWS:

1. THAT AS SOON AS POSSIBLE, THE EMPLOYEES OF RESILIENT- C LLC BE ASSIGNED TO STUDY WORK PROCESSES IN THE OFFICE OF THE COUNTY CLERK AT THE CURRENT RATE OF \$50/HOUR/PERSON;

2. THAT AN EMPLOYEE CURRENTLY ASSIGNED TO THE BOARD OF COMMISSIONERS' OFFICE SHALL BE ASSIGNED TEMPORARILY TO THE CLERK'S OFFICE TWO (2) DAYS A WEEK TO FACILITATE WORK FLOW AND TRAINING FOR A PERIOD OF THREE (3) MONTHS;

FURTHER, AT THE END OF THE EVALUATION PERIOD, RESILIENT-C WILL PROVIDE THE BOARD OF COMMISSIONERS WITH A RECOMMENDATION REGARDING STAFFING AND TECHNOLOGY AND THE RECOMMENDATIONS WILL BE GIVEN SERIOUS CONSIDERATION BY THE BOARD.

IT IS ALSO NOTED THAT NEW TECHNOLOGY IS CURRENTLY BEING PROCURED BY THE CLERK'S OFFICE.

THE BOARD APPROVES UP TO 40 HOURS FOR RESILIENT-C AND A BUDGET ADJUSTMENT OF \$4,000.00 FROM GENERAL FUND BALANCE.

IT WAS SUPPORTED BY COMM. KRYGIER FOR DISCUSSION.

COMM. COONAN ASKED HOW LONG THE STUDY WILL TAKE AND THE COST INVOLVED. TIM QUINN SAID HE EXPECTS THE STUDY TO TAKE ONLY ABOUT TWO (2) WEEKS. COMM. COONAN SAID IT'S GOOD TO UTILIZE RESILIENT-C AND THEIR EXPERTISE.

MICHAEL GRAY SAID LAST MONTH THERE WERE QUESTIONS AND CONCERNS REGARDING RESILIENT-C. HE CONTACTED THEM AND THEY WERE TO SUBMIT A PROPOSAL WITH A SPECIFIC COST TO THE BOARD OF COMMISSIONERS AND HE WAS TO PRESENT IT AT THE JANUARY 5, 2010 WAYS AND MEANS MEETING. HE SAID THERE WERE THREE (3) SPECIFIC ISSUES IN THIS PROPOSAL WHICH WERE APPROVED AND THE STUDY FOR THE CLERK'S OFFICE IS NOT IN THEIR SCOPE.

BOB REDMOND SAID THE CLERK'S STUDY IS IN ADDITION TO THE HOMELAND SECURITY ISSUES RESILIENT-C IS WORKING ON AND WANTED TO AUTHORIZE RESILIENT-C TO START WORK IMMEDIATELY ON THE CLERK'S STUDY.

MICHAEL GRAY WANTED TO CLARIFY THAT RESILIENT-C WILL BE ABLE TO START WORK PRIOR TO APPROVING THE PROPOSAL AND BOB REDMOND SAID YES.

COMM. KLIDA SUGGESTED THAT THE COMMISSIONERS ADD A MAXIMUM COST TO THE RESILIENT-C STUDY. BOB REDMOND AGREED AND AUTHORIZED UP TO 40 HOURS WITH FUNDING FROM FUND BALANCE.

COMM. KRYGIER ASKED FOR CLARIFICATION REGARDING THE RATE PER HOUR FOR RESILIENT-C AND MICHAEL GRAY STATED THE RATE IS \$50.00 PER HOUR PER PERSON.

COMM. BEGICK ASKED IF THE COUNTY CLERK, CYNTHIA A. LUCZAK, HAD ANY COMMENTS REGARDING THIS PROPOSAL.

CYNTHIA LUCZAK SAID THERE HAVE BEEN DISCUSSIONS THROUGHOUT THE YEAR REGARDING STAFFING IN THE CLERK'S OFFICE. SHE SAID THE OFFICE HAS CONSOLIDATED, STREAMLINED AND WORKED LONG AND HARD TO MAKE THE OFFICE MORE EFFICIENT. MS. LUCZAK SAID THE CLERK'S OFFICE HAS INCREASED ITS' WORKLOAD WITH BIRTHS, PASSPORTS AND GUN PERMITS HAVE DOUBLED IN 2009. HOPEFULLY, THE NEW SOFTWARE FROM

EATON COUNTY WILL LESSEN THE BURDEN OF PROCESSING MARRIAGES IN THE OFFICE. SHE IS LOOKING TO THE BOARD FOR SUGGESTIONS AND WAYS TO HELP WITH THE STAFFING SHORTAGE. MS. LUCZAK ADDED THAT IN 2010 THERE WILL BE A BIG PRIMARY ELECTION AND IN NOVEMBER 2010 THERE WILL BE A CONSTITUTIONAL CONVENTION. THIS IS WHETHER THE STATE OF MICHIGAN VOTES TO CHANGE THE LANGUAGE IN THE CONSTITUTION. SHE SAID THIS ONLY OCCURS EVERY 16 YEARS AND WILL BE A CHALLENGE FOR OUR OFFICE.

COMM. COONAN ASKED IF PASSPORTS AND MARRIAGES CEREMONIES ARE MANDATED SERVICES. MS. LUCZAK SAID THESE ARE NOT MANDATED SERVICES, BUT THEY ARE SOURCES THAT GENERATE REVENUE FOR THE COUNTY.

CHAIRMAN BESON ADDED THAT IF THE CLERK NEEDS ADDITIONAL HELP DURING THE ELECTIONS NEXT YEAR THAT THE COMMISSIONER'S HAVE ALWAYS HELPED HER OUT WITH TEMPORARY HELP AND UNDERSTANDS THE NEED.

ULTIMATELY, MOTION 121 WAS ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WERE NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

CHAIRMAN BESON ANNOUNCED HE WOULD BE DISTRIBUTING JARS OF HONEY TO ALL COUNTY EMPLOYEES. ALSO, HE THANKED THE COMMISSIONERS FOR ELECTING HIM CHAIRMAN FOR 2009 AND HAS ENJOYED HIS TIME SERVING THE PEOPLE OF BAY COUNTY. HE WISHED EVERYONE A SAFE AND HAPPY HOLIDAY SEASON.

CLOSED SESSION

THERE WAS NO NEED FOR CLOSED SESSION.

RECESS/ADJOURNMENT

MOTION 122: COMM. GWIZDALA MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF DECEMBER 15, 2009. IT WAS SUPPORTED BY COMM. KRYGIER. THE MEETING CONCLUDED AT 4:55 P.M. BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED-ELDER.

PATRICK H. BESON, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 4, 2010

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR AN ORGANIZATIONAL MEETING ON FRIDAY, JANUARY 4, 2010, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY BAY COUNTY CLERK, CYNTHIA A. LUCZAK AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL J. DURANCZYK, PATRICK H. BESON, VAUGHN J. BEGICK, DAWN A. KLIDA, ERNIE KRYGIER, KIM COONAN, BRIAN K. ELDER AND DONALD J. TILLEY

EXCUSED: COMMISSIONER EUGENE F. GWIZDALA

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: MICHAEL K. GRAY, DIRECTOR, DEPT. OF ADMINISTRATIVE SERVICES
MARTHA P. FITZHUGH, CORPORATION COUNSEL
AMANDA BROWN, FINANCE OFFICER
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

CYNTHIA A. LUCZAK, BAY COUNTY CLERK, ASKED FOR A MOMENT OF SILENCE AFTER THE INVOCATION FOR JANE MILLER, SHERIFF JOHN MILLER'S MOTHER, WHO RECENTLY PASSED AWAY.

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

DESIGNATION OF TEMPORARY CHAIRPERSON TO CONDUCT ELECTION OF OFFICERS

MOTION 1: COMM. COONAN MOVED TO APPOINT COUNTY CLERK CYNTHIA A. LUCZAK AS TEMPORARY CHAIRPERSON FOR THE ORGANIZATIONAL MEETING OF THE BAY COUNTY BOARD OF COMMISSIONERS TO CONDUCT THE ELECTION OF OFFICERS FOR 2010. IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED - GWIZDALA.

ELECTION OF OFFICERS - 2010

CHAIRMAN: TEMPORARY CHAIRPERSON LUCZAK CALLED FOR NOMINATIONS FOR CHAIRMAN

OF THE BOARD FOR 2010. COMM. BESON NOMINATED COMMISSIONER ELDER AND HE ACCEPTED. THERE WERE NO OTHER NOMINATIONS.

MOTION 2: COMM. KLIDA MOVED TO CLOSE NOMINATIONS FROM THE FLOOR FOR THE POSITION OF CHAIRMAN OF THE BAY COUNTY BOARD OF COMMISSIONERS AND THAT A UNANIMOUS BALLOT BE CAST FOR COMMISSIONER BRIAN K. ELDER TO SERVE AS CHAIRMAN FOR 2010. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A ROLL CALL VOTE OF:

8 YEAS - DURANCZYK, BESON, BEGICK, KLIDA, KRYGIER, COONAN, ELDER AND TILLEY
0 NAYS
1 EXCUSED - GWIZDALA.

VICE CHAIR: TEMPORARY CHAIRPERSON LUCZAK CALLED FOR NOMINATIONS FOR VICE CHAIRMAN OF THE BOARD FOR 2010. COMM. TILLEY NOMINATED COMMISSIONER BESON AND HE ACCEPTED. THERE WERE NO OTHER NOMINATIONS.

MOTION 3: COMM. ELDER MOVED TO CLOSE NOMINATIONS FROM THE FLOOR FOR THE POSITION OF VICE CHAIRMAN OF THE BAY COUNTY BOARD OF COMMISSIONERS AND THAT A UNANIMOUS BALLOT BE CAST FOR COMMISSIONER PATRICK H. BESON TO SERVE AS VICE CHAIRMAN FOR 2010. IT WAS SUPPORTED BY COMM. DURANCZYK AND CARRIED BY A ROLL CALL VOTE OF:

8 YEAS - DURANCZYK, BESON, BEGICK, KLIDA, KRYGIER, COONAN, ELDER AND TILLEY
0 NAYS
1 EXCUSED - GWIZDALA.

SERGEANT AT ARMS: TEMPORARY CHAIRPERSON LUCZAK CALLED FOR NOMINATIONS FOR SERGEANT AT ARMS OF THE BOARD FOR 2010. COMM. BESON NOMINATED COMMISSIONER TILLEY AND HE ACCEPTED. THERE WERE NO OTHER NOMINATIONS.

MOTION 4: COMM. KLIDA MOVED TO CLOSE NOMINATIONS FROM THE FLOOR FOR THE POSITION OF SERGEANT AT ARMS OF THE BAY COUNTY BOARD OF COMMISSIONERS AND THAT A UNANIMOUS BALLOT BE CAST FOR COMMISSIONER DONALD J. TILLEY TO SERVE AS SERGEANT AT ARMS FOR 2010. IT WAS SUPPORTED BY COMM. DURANCZYK AND ADOPTED BY A ROLL CALL VOTE OF:

8 YEAS - DURANCZYK, BESON, BEGICK, KLIDA, KRYGIER, COONAN, ELDER AND TILLEY
0 NAYS
1 EXCUSED - GWIZDALA.

THAT CONCLUDED THE ELECTION OF OFFICERS AND THE TEMPORARY CHAIRPERSON, CYNTHIA A. LUCZAK CONGRATULATED THE NEWLY ELECTED MEMBERS AND TURNED THE MEETING OVER TO CHAIRMAN ELDER.

CITIZEN INPUT

CHAIRMAN ELDER OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

PAUL WASEK, WHO REPLACED THOMAS PAIGE AS WILLIAMS TOWNSHIP SUPERVISOR, INTRODUCED HIMSELF AND INVITED THE COMMISSIONERS TO ATTEND HIS TOWNSHIP MEETINGS.

PETITIONS AND COMMUNICATIONS

MOTION 5: COMM. TILLEY MOVED TO RECEIVE THE LIST OF AUTHORIZED DEPARTMENT HEADS AS PRESENTED BY PERSONNEL DIRECTOR TIM QUINN IN A LETTER DATED DECEMBER 22, 2009. IT WAS SUPPORTED BY COMM. DURANCZYK AND CARRIED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED - GWIZDALA.

MOTION 6: COMM. KLIDA MOVED TO RECEIVE THE PUBLIC OFFICIAL BOND STATUS AS PRESENTED BY BAY COUNTY TREASURER RICK BRZEZINSKI IN A LETTER DATED DECEMBER 18, 2009. IT WAS SUPPORTED BY COMM. KRYGIER AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS, 1 EXCUSED - GWIZDALA.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WERE NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

CHAIRMAN ELDER THANKED THE COMMISSIONER'S FOR ELECTING HIM TO SERVE AS CHAIRMAN OF THE BOARD FOR 2010. HE SAID THE BUDGET WILL BE REVIEWED TO MAKE SURE IT IS STABLE AND THAT THE NEXT TWELVE (12) MONTHS WE WILL BE FACING MANY ENDEAVORS. ALSO, HE SAID WE WILL CONTINUE TO SUPPORT THE CREATION OF JOBS IN BAY COUNTY.

RECESS/ADJOURNMENT

MOTION 7: COMM. KRYGIER MOVED TO ADJOURN THE ORGANIZATIONAL MEETING OF JANUARY 4, 2010. THE MEETING CONCLUDED AT 4:15 P.M. IT WAS SUPPORTED

BY COMM. DURANCZYK AND ADOPTED BY A VOICE VOTE OF: 8 YEAS, 0 NAYS,
1 EXCUSED - GWIZDALA.

BRIAN ELDER, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS